



AF/1772
JMW

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 1037
Kouki FUKUI : Docket No. 2001_0681A
Serial No. 09/870,480 : Group Art Unit 1772
Filed June 1, 2001 : Examiner W. Aughenbaugh

NONCOMBUSTIBLE INSULATING DUCT

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated August 24, 2004 of the Primary Examiner rejecting claims 15-42, 44, 45 and 47.

- A timely response to the final rejection has been filed.
- The extension fee of \$ for a month extension of time is submitted with the attached Petition for Extension of Time.
- An Appeal Fee of [X] \$330.00 was **previously paid** with the Notice of Appeal filed March 29, 2004. This previously-paid appeal fee is supplemented by an additional fee (due to the October 1, 2004 fee increase) of \$10.00 to result in a total paid appeal fee of \$340.00
- The additional Appeal Fee (due to the October 1, 2004 fee increase) of \$10.00
 is enclosed.

Adjustment date: 11/26/2004 GWORDDOF1
03/30/2004 EAREGAY1 00000078 09870480
01 FC:1401 -330.00 0P

- is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
 - is enclosed.
 - has been previously submitted.
- The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Kouki FUKUI

By



Charles R. Watts

Registration No. 33,142

Attorney for Applicant

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November 24, 2004



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PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$10.00 to cover Patent Office fees relating to filing the following attached papers:

Notice of Appeal \$10.00

Other: \$

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Kouki FUKUI

By Charles R. Watts
Charles R. Watts
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Attorney for Applicant

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November 24, 2004

[Check No. 65364]
2001_0681A